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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

TRUSTEES OF THE TRI-COUNTIES
WELFARE TRUST FUND and
PROFESSIONAL GROUP
ADMINISTRATORS, INC., a corporation,

Plaintiffs,

v.

BAHRAT RAKSHAK, DDS, a
professional dental corporation, d/b/a
RODEO DENTAL GROUP; LYNNE
SIMMS, D.D.S., a professional dental
corporation, d/b/a RODEO DENTAL
GROUP; JESSICA HUANTE,
individually; BAHRAT RAKSHAK,
individually; LYNNE SIMMS,
individually; and DOES 1 through 15,
inclusive,

Defendants.

No. C-07-06332 RMW

**DECLARATION OF JESSICA (HUANTE)
DIAZ IN SUPPORT OF OPPOSITION TO
MOTION TO REMAND**

Hearing Date: March 14, 2008
Hearing Time: 9:00 a.m.
Courtroom: Courtroom 6, 4th Floor
Judge: Hon. Ronald M. Whyte

DIAZ (m)

DECLARATION OF JESSICA HUANTE

I, Jessica ~~Huante~~ ^{DIAZ JD} do hereby declare:

1. I am a former employee of Rodeo Dental Group.
2. I have not been personally served with the Complaint or Amended Complaint filed by Tri-Counties Trust Fund, Monterey County Superior Court Case No. M86583.
3. I live in Salinas, California, but my zip code is not 93950. It is 93907. I have not received any legal papers in the mail from the Beeson, Tayer & Bodine law firm regarding a legal action against me.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 17 day of January, 2008 at Salinas, California.


JESSICA HUANTE DIAZ

PROOF OF SERVICEC.C.P. Section 1013a, C.C.P. Section 2015.5Trustees of the Tri-Counties Welfare Trust Fund, et al. v. Bahrat Rakshak, DDS, et al.Monterey County Superior Court, Case No. M 86583United States District Court Northern District of California, Case No. C 07-06332 RMW

I, the undersigned, declare that:

I am employed in the County of Marin, State of California. I am over the age of 18 years and not a party to the within action. My business address is 1100 Larkspur Landing Circle, Suite 200, Larkspur, CA 94939.

On February 15, 2008, I served the attached:

DECLARATION OF JESSICA HUANTE IN SUPPORT OF OPPOSITION TO MOTION TO REMAND

(☐) **BY FACSIMILE:** By transmitting the same from a facsimile machine (415) 464.8887 to the person(s) identified below whose facsimile transmission machine telephone number(s) listed below. The transmission was reported complete without error by a transmission report issued by the sending facsimile transmission machine.

(☒) **BY MAIL:** I placed a true copy thereof in a sealed envelope, with postage thereon fully prepaid for first-class mail, in the designated outgoing mail receptacle at Bradley, Curley, Asiano, Barrabee & Crawford for collection by another employee who is responsible in the normal course of business, for depositing the stamped envelopes for mailing this same day in the United States Mail at 1100 Larkspur Landing Circle, Larkspur, California addressed to:

<u>Attorneys for Plaintiffs</u> Matthew Morbello, Esq. Teague P. Paterson, Esq. Beeson Tayer & Bodine 1404 Franklin Street, Fifth Floor Oakland, CA 94612 Tel: (510) 625-9700 Fax: (510) 625-8275	James Wold, Esq. Wold Law Group 2455 Mission Street San Marino, CA 91108
Michael A. Dubin, Esq. Hooper, Lundy & Bookman, Inc. 575 Market Street, Suite 300 San Francisco, CA 94105	

(☐) **BY FEDERAL EXPRESS:** I placed a true copy thereof in a sealed Federal Express overnight envelope. The overnight envelope was taken to the Federal Express drop off located at 1100 Larkspur Landing Circle, Larkspur, California, and was addressed as noted above:

(☐) **BY PERSONAL SERVICE:** I placed a true copy thereof in a sealed envelope, and caused such envelope to be delivered by hand to the addressee(s) noted above.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed **February 15, 2008**, Larkspur, California.

Shawn P. Gordon